

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A RIGHT OF WAY AGREEMENT WITH EL DORADO INVESTMENT COMPANY, L.C., A UTAH LIMITED LIABILITY COMPANY, FOR PROPERTY LOCATED AT 4899 WEST 2100 SOUTH (PARCEL 14-24-227-007) AND TO ACCEPT A SPECIAL WARRANTY DEED AND STORM DRAIN EASEMENT.

WHEREAS, El Dorado Investment Company, L.C., a Utah limited liability company (herein “El Dorado”), owns property located at approximately 4899 West 2100 South, in West Valley City (herein the “Property”); and

WHEREAS, the Property is affected by the construction of the 2400 South 4800 West Roadway Extension Project; and

WHEREAS, the City desires to purchase a right-of-way on the Property to facilitate construction of the Project; and

WHEREAS El Dorado has agreed to convey said right-of-way to the City; and

WHEREAS, an agreement has been prepared for execution by and between El Dorado and West Valley City, a copy of which is attached hereto and entitled “West Valley City Right-of-Way Agreement” (herein the “Agreement”), which sets forth the rights, duties, and obligations of each of the parties with respect thereto; and

WHEREAS, El Dorado has agreed to execute a Special Warranty Deed conveying said right-of-way to the City; and

WHEREAS, El Dorado has agreed to execute a Storm Drain Easement on the Property; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to authorize the execution of the Agreement, and to accept said Special Warranty Deed and Storm Drain Easement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of West Valley City, Utah, as follows:

1. That the “West Valley City Right-of-Way Agreement” is hereby approved in substantially the form attached, and the Mayor is hereby authorized to execute said Agreement for and on behalf of West Valley City, subject to approval of the final form of the Agreement by the City Manager and the City Attorney’s Office.
2. That the Mayor is hereby authorized to accept, and the City Recorder is authorized to record, a Special Warranty Deed and Storm Drain Easement from El Dorado.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2015.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER